

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## in the PATENT APPLICATION of:

Terry et al.

**Application No.:** 10/768,313

Confirmation No.: 6325

Filed:

January 30, 2004

For: DYNAMIC CHANNEL QUALITY MEASUREMENT PROCEDURES FOR OPTIMIZING DATA TRANSMISSION IN A WIRELESS DIGITAL COMMUNICATION

SYSTEM

Group:

2618

Examiner:

Marceau Milord

Our File:

I-2-0192.5US

Date: October 9, 2006

## REPLY PURSUANT TO 37 C.F.R. §1.111

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Reply and Terminal Disclaimer are being timely filed in response to the Office Action dated August 9, 2006.

Please amend the application without prejudice or disclaimer as follows: